

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

STONE & WEBSTER, INC. and WESTINGHOUSE ELECTRIC COMPANY LLC,)
Appellants,)
v.)
GEORGIA POWER COMPANY,)
OGLETHORPE POWER CORPORATION,)
MUNICIPAL ELECTRIC AUTHORITY)
OF GEORGIA, and THE CITY OF DALTON,)
GEORGIA,)
Appellees.)

No. 13-7151

STATEMENT OF INTENT TO UTILIZE DEFERRED JOINT APPENDIX

Counsel for Appellants in the above-entitled case, pursuant to the Order of the Court entered October 1, 2013, hereby respectfully states that they intend to use the Deferred Joint Appendix that is authorized by the Federal Rules of Appellate Procedure and the local rules of this Court.

Respectfully submitted this 31st day of October, 2013.

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FITZGERALD, L.L.P.**

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CERTIFICATE OF SERVICE

I, David C. Smith, hereby certify that on this 31st day of October, 2013, I electronically filed the foregoing **STATEMENT OF INTENT TO UTILIZE DEFERRED JOINT APPENDIX** with the clerk of the United States Court of Appeals for the District of Columbia Circuit, using the CM/ECF system, which will automatically send a notice of electronic filing to all counsel of record.

/s/ David C. Smith
David C. Smith